

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ALLEN HAMMLER,

Plaintiff,

v.

RALPH DIAZ, *et al.*,

Defendants.

Case No. 2:20-cv-1890-DC-JDP (P)

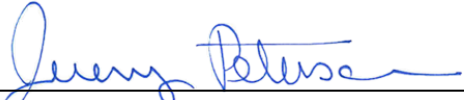
ORDER

Plaintiff, a state inmate proceeding pro se, has filed a motion requesting that the court order the preservation of a recorded interview. ECF No. 93. Plaintiff's motion is denied because defendants already have a general duty to preserve evidence. *See Ameripride Svcs., Inc. v. Valley Indus. Serv., Inc.*, No. CIV-S-00-113 LKK-JFM, 2006 WL 2308442, at *4 (E.D. Cal. Aug. 9, 2006) (citing *National Ass'n of Radiation Survivors v. Turnage*, 115 F.R.D. 543, 566-67 (N.D.Cal.1987)). If plaintiff has concerns regarding the preservation, he should send notices to preserve evidence defense counsel. *See Picozzi v. Nevada*, 2023 WL 11920185, at *2 (D. Nev. April 12, 2023).

Accordingly, IT IS HEREBY ORDERED that plaintiff's motion to preserve evidence, ECF No. 93, is denied.

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2 IT IS SO ORDERED.

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4 Dated: March 12, 2025


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE